

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JOSE ALVAREZ-ABREGO,

Petitioner,

v.

JEFF UTTECHT,

Respondent.

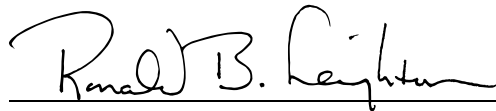
No. C10-5543 RBL/KLS

ORDER ADOPTING REPORT AND
RECOMMENDATION

The Court, having reviewed the petition for writ of habeas corpus, the response, the Report and Recommendation of Magistrate Judge Karen L. Strombom, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Petitioner's writ of habeas corpus (ECF No. 7) is **Denied** and this action is **DISMISSED WITH PREJUDICE**.
- (3) The Court declines to issue a Certificate of Appealability because Petitioner has not made "a substantial showing of the denial of a constitutional right." 28 U.S.C. § 2253(c)(2).
- (4) The Clerk is directed to send copies of this Order to Petitioner, counsel for Respondent and to the Hon. Karen L. Strombom.

DATED this 4th day of February, 2011.



RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE